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7	Attorneys for Complainant BEFORE THE	
8	BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS	
9	STATE OF CALIFORNIA	
10	In the Matter of the Accusation Against: Case No. 2011-93	
11	LUANN BLACK COMPTON aka LUANN A C C U S A T I O N	
12	BLACK RICHARDS COMPTON aka LUANN COMPTON	
13	620 Cardinal Road	
14	Muskogee, OK 74403	
15	Registered Nurse License No. 649459	
16	Respondent.	
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18	Complainant alleges:	
19	PARTIES	
20	1. Louise R. Bailey, M.E.D., RN ("Complainant") brings this Accusation solely in her	
21	official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),	
22	Department of Consumer Affairs.	
23	2. On or about December 10, 2004, the Board issued Registered Nurse License Number	
24	649459 to LuAnn Black Compton aka LuAnn Black Richards Compton aka Luann Compton	
25	("Respondent"). The registered nurse license was in full force and effect at all times relevant to	
26	the charges brought herein and will expire on October 31, 2010, unless renewed.	
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JURISDICTION AND STATUTORY PROVISIONS

- 3. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.
 - 4. Code section 2761 provides, in pertinent part:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

- (a) Unprofessional conduct, which includes, but is not limited to, the following:
- (1) Incompetence, or gross negligence in carrying out usual certified or licensed nursing functions.
- (4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action."

COST RECOVERY

5. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

FIRST CAUSE FOR DISCIPLINE

(Disciplinary Action by the Oklahoma Board of Nursing)

- 6. Respondent is subject to discipline pursuant to Code section 2761, subdivision (a)(4), on the grounds of unprofessional conduct, in that she was disciplined by the Oklahoma Board of Nursing ("Oklahoma Board") and the Florida Board of Nursing ("Florida Board"), as follows:
- 7. On or about May 24, 2006, in an "Order of Revocation with Conditions" in the disciplinary action entitled *In the Matter of LuAnn Black Richards Compton, R.N. License No. R0072302*, the Oklahoma Board concluded Respondent had engaged in unprofessional conduct

and taken actions that jeopardized patients' lives, health, or safety. As a result, the Oklahoma Board ordered Respondent's Oklahoma license revoked. The Oklahoma Board's Order of Revocation found as follows:

- a. On or about March 27, 2005, Respondent was employed by Interim Staffing and assigned to work at Tulsa Regional Medical Center in Tulsa, Oklahoma.
- b. While working at the Tulsa Regional Medical Center, Respondent (i) failed to follow a physician's order for progressive pain administration; (ii) practiced beyond the scope of a registered nurse by administering morphine, a controlled and dangerous substance, in different dosages than prescribed by the treating physician; and (iii) failed to consistently perform or document patient assessments prior to administering controlled substances as well as failing to evaluate the effectiveness of these medications in relieving patient pain.
- c. Respondent also failed to notify the Oklahoma Board of a change of address within30 days of her change in address. As a result, the Board was not able to contactRespondent to discuss the disciplinary charges against her.
- 8. Sometime after 2005, Respondent moved to Florida and began practicing nursing there under a license issued by the Florida Board.
- 9. On or about April 16, 2009, in a "Final Order" in the matter *Department of Health v. Luann Compton*, the Florida Board concluded Respondent had violated Florida law by testing positive for marijuana during a pre-employment drug screen conducted on or about May 23, 2007. Based on this violation, the Florida Board imposed disciplinary action upon Respondent, including issuing a written reprimand and placing Respondent on two years' probation.
- 10. Under Code Section 2761, subdivision (a)(4), the revocation of Respondent's Oklahoma nursing license by the Oklahoma Board in May 2006 and the disciplinary action against Respondent's Florida nursing license by the Florida Board in April 2009 are both grounds for the California Board to take disciplinary action.

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SECOND CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

11. By committing the acts set forth in paragraphs 7-10, above, Respondent is subject to discipline under Code section 2761 subdivision (a) on the grounds of unprofessional conduct.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- 1. Revoking or suspending Registered Nurse License Number 649459, issued to LuAnn Black Compton aka LuAnn Black Richards Compton aka Luann Compton;
- 2. Ordering LuAnn Black Compton aka LuAnn Black Richards Compton aka Luann Compton to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code Section 125.3; and,
 - 3. Taking such other and further action as deemed necessary and proper.

DATED: august 6, 2010

LOUISE R. BAILEY, M.E.D., RN

Interim Executive Officer
Board of Registered Nursing

Department of Consumer Affairs

State of California Complainant

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